

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)

Attorney Docket: 381NP/43816CO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box **PATENT APPLICATION**  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request for filing a   X   continuation or \_\_\_\_\_  
divisional application under 37 C.F.R. 1.53(b), of pending prior  
application:

Serial No. 08/946,581  
Filed on October 7, 1997  
Of Fumio TAJIMA et al.  
Entitled: PERMANENT MAGNET ELECTRIC ROTATING  
MACHINE AND ELECTROMOTIVE VEHICLE USING  
PERMANENT MAGNET ELECTRIC ROTATING  
MACHINE  
Examiner: T. Nguyen  
Group: 2834  
Batch No: T38

- X   1. Accompanying this order is a true copy of the  
prior application as originally filed.  
Total pages of specification: 42  
Total pages of drawings: 7
- \_\_\_\_\_ 2. New Formal drawings are being filed herewith  
consisting of \_\_\_\_\_ sheet(s), depicting Figures  
\_\_\_\_\_.
- X   3. Declaration and Power of Attorney:
- a. \_\_\_\_\_ Newly executed (original or copy)
- b.   X   Copy from prior application
- i. \_\_\_\_\_ Deletion of Inventors - signed  
statement attached deleting  
inventor(s) named in the prior  
application
- X   4. Incorporation by Reference:

The entire disclosure of the prior application,  
from which a copy of the oath or declaration is  
supplied under Box 3b, is considered as being

part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

  X   5. Cancel original claims 1-17.

       6. Small entity status:

- a.        A small entity statement is enclosed
- b.        A statement of small entity status (copy attached) was filed on            in the prior application and status as a small entity is still proper and desired.
- c.        Is no longer claimed

  X   7. The filing fee is calculated below:

CLAIMS AS FILED, INCLUDING ANY CLAIMS  
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

Basic Fee		\$355		\$710
Total Claims	<u>  7  </u> - 20 = <u>      </u> x 9 = \$ <u>      </u>	18 = \$ <u>      </u>		
Ind. Claims	<u>  2  </u> - 3 = <u>      </u> x 40 = \$ <u>      </u>	80 = \$ <u>      </u>		
<u>      </u> Multiple Dependent Claims	+ 135 = \$ <u>      </u>	270 = \$ <u>      </u>		
	Total	\$ <u>      </u>		\$710.00

       8. Please charge my Deposit Account No. 05-1323 (Docket #          ) in the amount of \$      .

  X   9. A check in the amount of \$710.00 to cover the filing fee is enclosed.

  X   10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #381NP/43816CO).

  X   11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 08/946,581, filed October 7, 1997.--

  X   12. Priority of Appln. No. 8-275826, filed in Japan on October 18, 1996, is hereby claimed under 35 U.S.C. 119.

- X   13. A certified copy of each said priority document was filed in application Serial No. 08/946,581.
- X   14. The prior application is assigned of record to Hitachi, Ltd. and Hitachi Car Engineering Co., Ltd.
- X   15. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; Jeffrey D. Sanok, Reg. No. 32,169

- X   a. The power appears in the original application papers in the prior application.
- \_\_\_\_\_ b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- \_\_\_\_\_ c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- X   d. Address all future correspondence to:

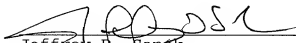
EVENSON, McKEOWN, EDWARDS  
& LENAHAAN, P.L.L.C.  
1200 G Street, N.W.  
Suite 700  
Washington, DC 20005

- X   16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- X   17. A Preliminary Amendment is being filed herewith.
- X   18. Return Receipt Postcard.

X   19. Other: Substitute Specification and Marked-Up  
Copy Thereof

Respectfully submitted,

January 5, 2001

  
Jeffrey D. Sanok  
Registration No. 32,169

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JDS:pc